CASE# C15-20 12-0038 TP-023204-02-21

# CITY OF AUSTIN APPLICATION TO BOARD OF ADJUSTMENT GENERAL VARIANCE/PARKING VARIANCE

WARNING: Filing of this appeal stops all affected construction activity.

PLEASE: APPLICATION MUST BE TYPED WITH ALL REQUESTED INFORMATION COMPLETED.

STREET ADDRESS: 2016 PAYNE AUE
LEGAL DESCRIPTION: Subdivision - BELLA.RE
Lot(s) H Block D Outlot Division
I/We Tsidora T. Gowzales on behalf of myself ourselves as authorized agent for
affirm that on,,
hereby apply for a hearing before the Board of Adjustment for consideration to:
ERECT - ATTACH - COMPLETE - REMODEL - MAINTAIN
an accessory building with
an accessory building with an impunious coverage of 53%
in a <u>SF-3-NP</u> district.

The Austin Electric Utility Department (Austin Energy) enforces electric easements and the setback requirements set forth in the Austin Utility Code, Electric Criteria Manual and National Electric Safety Code. The Board of Adjustment considers variance to the Land Development Code, and a variance granted by the Board of Adjustment does not waive the requirements enforced by Austin Energy. Please contact Lena Lund with Austin Energy at 322-6587 before filing your application with the Board of Adjustment if your request is for a reduction in setbacks or height limits.

NOTE: The Board must determine the existence of, sufficiency of and weight of evidence supporting the findings described below. Therefore, you must complete each of the applicable Findings Statements as part of your application. Failure to do so may result in your application being rejected as incomplete. Please attach any additional support documents.

VARIANCE FINDINGS: I contend that my entitlement to the requested variance is based on the following findings (see page 5 of application for explanation of findings):

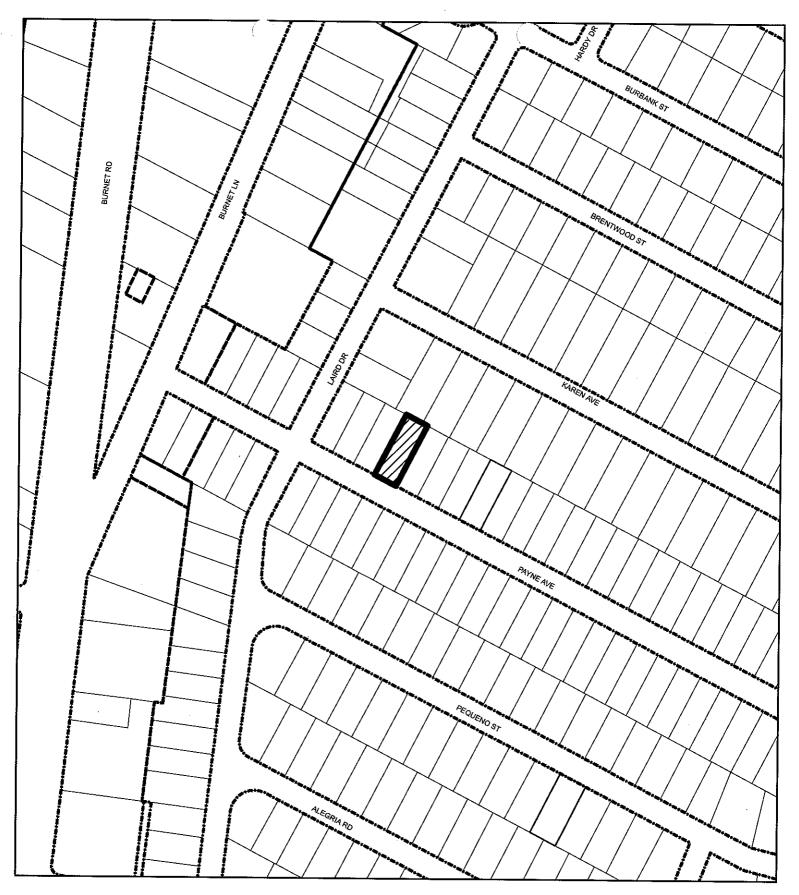
#### **REASONABLE USE:**

1. The zoning regulations applicable to the property do not allow for a reasonable use
because:
Jora shed that would be 10.5 + 16 The shed was clonstructe
J 5/31/2011 Code En Joseed Mario dame & gave a Stop order for
no Window + of planting 10 Construction of those items ale
HARDSHIP: The Mendon Color pictures
2. (a) The hardship for which the variance is requested is unique to the property in that:
III West back to Victor to see what other predecur
a survey of my lot. One dept gave the Il to soline
but the dast from Viction stated too much concrete t
had to take some out
(b) The hardship is not general to the area in which the property is located because.  The plans in the arty show that the denical of Interview
at this time I wastlike to hower that the flow of water is a plus for neighbor so the must or water do not sun
at this lime I would like to howest that the flow of
wito the 2 nd house that build.
AREA CHARACTER:
3. The variance will not alter the character of the area adjacent to the property, will not
impair the use of adjacent conforming property, and will not impair the purpose of the regulations of the zoning district in which the property is located because:
If need will take the coment out but it will
alter the perch tor yard of front entrance sence the
Cement at this line flower away from their are the present
PARKING: (Additional criteria for parking variances only.)
Request for a parking variance requires the Board to make additional findings. The
Board may grant a variance to a regulation prescribed Section 479 of Chapter 25-6 with
respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional circumstances also apply:
1. Neither present nor anticipated future traffic volumes generated by the use of the site
The way of the offer

or the uses of sites in the vicinity reasonable require strict or literal interpretation and

enforcement of the specific regulation because:

3. The granting of this variance will not create a safety hazard or any other condinconsistent with the objectives of this Ordinance because:	
3. The granting of this variance will not create a safety hazard or any other cond inconsistent with the objectives of this Ordinance because:	
3. The granting of this variance will not create a safety hazard or any other condinconsistent with the objectives of this Ordinance because:	<del></del>
	lition
4. The variance will run with the use or uses to which it pertains and shall not ru the site because:	ın with
NOTE: The Board cannot grant a variance that would provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated.  APPLICANT CERTIFICATE – I affirm that my statements contained in the complete	
application are true and correct to the best of my knowledge and belief.	
Signed Jaidoka Tongalu Mail Address 2016 Payne	Are
City, State & Zipalistin, Japan 7875 7 08/586-14	26 all
Printed 15 4014 1. CADNISH Phone 220-2957 Date 2/9/20,	12
<b>OWNERS CERTIFICATE</b> – I affirm that my statements contained in the complete apprare true and correct to the best of my knowledge and belief.	olication
Signed la dote 1- Songale Mail Address 2016 Pagne	Sue
Signed Low do he Tongula Mail Address 2016 Pagne City, State & Ziplusten, L.K. 78757	·
Printed 15: 420 7- Gor Ent 5 12 586-14 Date 2/9/20	





SUBJECT TRACT

CASE#: C15-2012-0038 LOCATION: 2016 PAYNE AVENUE



This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

This product has been produced by the Planning and Development Review Department for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

# CITY OF AUSTIN 3/1/2011

RESIDENTIAL PERMIT APPLICATION (A)

PR ber_	, 2011	049550
Building Pe		
Plat No	1	Date 67-1
Reviewer_		

PRIMARY PRO			Vian	- HL		
Service Address	201	6 PAYNE	'Austin Tx.	Tax Parcel No.	<del>J </del>	
Legal Description  Lot # I	4	_	BELLAIRE		Section	Phase —
If in a Planned	Unit Developi (attach final app	ment, provide Name a roved copies of subdivision	nd Case No			
If this site is n			st contact the Development Ass	sistance Center for	a Land Status I	) <i>eter</i> mination
Description of Wo	rk		Remodel (specify)			ciei minanon.
New Reside Duplex	nce					
Garage	_attached _	detached	Addition (specify)			
Carport Pool	_attached _	detached	X Other (specify) 17al	d Storage to	o & Kisti	ne lankage
Zoning (e.g. SF-1,	SF-2)		20.3 x 108 = 219.20	49- NEWST	PAGE Show	4- 10.5 X16=
- Height of Princip	al building	ft. # of fl	oors Height of Other	structure(s)	ft. #offl	169 #
- Does this site curr	rently have wa	ater and wastewater av	vailability? Yes No	If no please contac	et the	<del></del>
Austin Water Util	lity at 512-97	2-0000 to apply for w	vater and/or wastewater tap a o. If yes, for all sites requiring	innlication or a co	rzios sytomojem	request.
permit prior to a	zoning review	v.	J. 11 yes, for an sites requiring	g a septic neid you	must obtain an	approved septic
Does this site have	a Board of A	djustment ruling?	Yes VNo If yes, attach the	B.O.A. documenta	ition	
Will this developm	ent require a	cut and fill in excess o	f 4 feet? Yes No			
			A paved alley? Yes			
Is this property with	hin the Reside	ential Design and Com	patibility Standards Ordinance	Boundary Area?	/Vec	No
			1	Domidally Alca: 12		110
VALUATIONS	FOR	VALUATIONS FO	OR NEW CONSTRUCTION		PERMIT FE	ES
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#### **CITY OF AUSTIN**

#### RESIDENTIAL PERMIT APPLICATION

I understand that in accordance with Sections 25-1-411 and 25-11-66 of the Land Development Code (LDC), non-compliance with the LDC may be cause for the Building Official to suspend or revoke a permit and/or license. I understand that I am responsible for complying with any subdivision notes, deed restrictions, restrictive covenants and/or zoning conditional overlays prohibiting certain uses and/or requiring certain development restrictions (i.e., height, access, screening, etc.) on this property. If a conflict should result with any of these restrictions, it will be my responsibility to resolve it. I understand that, if requested, I must provide copies of all subdivision plat notes, deed restrictions, restrictive covenants, and/or zoning conditional overlay information that may apply to this property.

I acknowledge that this project qualifies for the Site Plan Exemption as listed in Section 25-5-2 of the LDC.

I understand that nothing may be built upon or over an easement. I further understand that no portion of any roof structure may overhang in any public utility or drainage easement.

I acknowledge that customer will bear the expense of any necessary relocation of existing utilities to clear this driveway location and/or the cost to repair any damage to existing utilities caused during construction.

I also understand that if there are any trees greater that 19 inches in diameter located on the property and immediately adjacent to the proposed construction, I am to schedule a Tree Ordinance review by contacting (512) 974-1876 and receive approval to proceed.

I agree that this application will expire on the 181st day after the date that the application is filed if the application is not approved and an extension is not granted. If the application expires, a new submittal will be required.

APPLICANT'S SIGNATURE Ja dona T. Gonzales DATE	3/1/2011
HOME BUILDER'S STATE REGISTRATION NUMBER (required for all new construction)	
Rejection Notes/Additional Comments (for office use only):	
Expreso BR# 2004 - 016394 - 1000	
1 2004 - 010414 - NOID	:
Original B14 43407 (2.2.50) From Res. & GARAGE	
(A) V	
Ord- 2007/018-089	
Service Address	
Applicant's Signature	_ Date

	F AUSTIN 'NTIAL PERMIT APPLICALION (C")		
SUILD:	ING COVERAGE		
The area	a of a lot covered by buildings or roofed areas, but not including (i) ving, landscaping, or open recreational facilities.	incidental projecting eaves and	similar features, or (ii) ground
	151 0	Existing	New / Addition
a.	1 <sup>st</sup> floor conditioned area	/ <u>ろん"/</u> sq.ft.	sq.ft.
b.	2 <sup>nd</sup> floor conditioned area	425.0 sq.ft.	sq.ft.
C.	3 <sup>rd</sup> floor conditioned area	sq.ft.	sq.ft.
d.	Basement Company (Company)	sq.ft.	sq.ft.
e.	Garage / Carport attached	sq.ft.	sq.ft.
	detached	240 sq.ft.	sq.ft.
f.	Wood decks [must be counted at 100%]	sq.ft.	sq.ft.
g.	Breezeways	sq.ft.	sq.ft.
h.	Covered patios	sq.ft.	sq.ft.
i.	Covered porches	Sq.ft.	sq.ft.
j.	Balconies	sq.ft.	sq.ft. sq.ft.
k.	Swimming pool(s) [pool surface area(s)]	sq.ft.	sq.ft. sq.ft.
1.	Other building or covered area(s)	sq.ft.	sq.ft.
	Specify		
	TOTAL BUILDING COVERAGE ON LOT (subtract, if applicable, b., c., d., k. and f. if uncovered)		9(1 sq.ft.
nclude	VIOUS COVERAGE building cover and sidewalks, driveways, uncovered patios, decks,	air conditioning equipment pa	d and other improvements in
alculati	ng impervious cover. Roof overhangs which do not exceed two f coverage or impervious coverage. All water must drain away from b  a. Total building coverage on lot (see above) b. Driveway area on private property c. Sidewalk / walkways on private property d. Uncovered patios e. Uncovered wood decks [may be counted at 50% f. Air conditioner pads g. Concrete decks h. Other (specify)	eet or which are used for solar uildings on this site and building 1911 1000 108.00	screening are not included in s on adjacent lots.  \$q.ft.
•			3136/
	TOTAL IMPERVIOUS COVERAGE (add a. through	h) 3826	sq.ft. % of lot
	462 Was existing over IC (n 169 4 added attached storage.	vaintain) (add)	123 CHUYSS/

## OF AUSTIN 'NTIAL PERMIT APPLIC...ON "D" JR AREA RATIO INFORMATION

TO BE COMPLETED FOR ALL PROPERTIES LOCATED WITHIN THE RESIDENTIAL DESIGN AND COMPATIBILITY STANDARDS ORDINANCE GROSS FLOOR AREA AND FLOOR AREA RATIO as defined in the Austin Zoning Code. Existing New / Addition I. 1st Floor Gross Area 1st floor area (excluding covered or uncovered finished groundsq.ft. 1<sup>st</sup> floor area with ceiling height over 15 feet. b. sq.ft. TOTAL (add a and b above) sq.ft. II. 2<sup>nd</sup> Floor Gross Area See note <sup>1</sup> below 2<sup>nd</sup> floor area (including all areas covered by a roof i.e. porches, breezeways, mezzanine or loft) sq.ft. 2<sup>nd</sup> floor area with ceiling height > 15 feet. e. sq.ft. sq.ft. TOTAL (add d and e above) f. III. 3<sup>rd</sup> Floor Gross Area See note <sup>1</sup> below 3rd floor area (including all areas covered by a roof i.e. porches, breezeways, mezzanine or loft). h, 3<sup>rd</sup> floor area with ceiling height > 15 feet sq.ft. TOTAL (add g and h above) sq.ft. IV. Basement Gross Area Floor area outside footprint of first floor or greater than 3 feet j. above grade at the average elevation at the intersections of the sq.ft. minimum front yard setback line and side property lines. V. Garage \_\_\_attached (subtract 200 square feet if used to meet the minimum parking requirement) detached (subtract 450 square feet if more than 10 feet from principal structure) VI. Carport (open on two or more sides without habitable space sq.ft. above it subtract 450 square feet) 219+169 = 388 VII. TOTAL 2297.94-450.00 = TOTAL GROSS FLOOR AREA (add existing and new from VII above) sq. ft. **GROSS AREA OF LOT** FLOOR AREA RATIO (gross floor area /gross area of lot) sq. ft.

If a second or third floor meets all of the following criteria it is considered to be attic space and is not calculated as part of the overall Gross Floor Area of the structure.

a. It is fully contained within the roof structure and the roof has a slope of 3 to 12 or greater

b. It only has one floor within the roof structure

c. It does not extend beyond the foot print of the floors below

d. It is the highest habitable portion of the building; and

e. Fifty percent or more of the area has a ceiling height of seven feet or less.

#### **ONE STOP SHOP 505 Barton Springs** Austin, Texas 78701

(512) 974-2632 phone (512) 974-9112 phone (512) 974-9779 fax

(512) 974-9109 fax



Check this box if this is for a building permit only.

**JGM** 

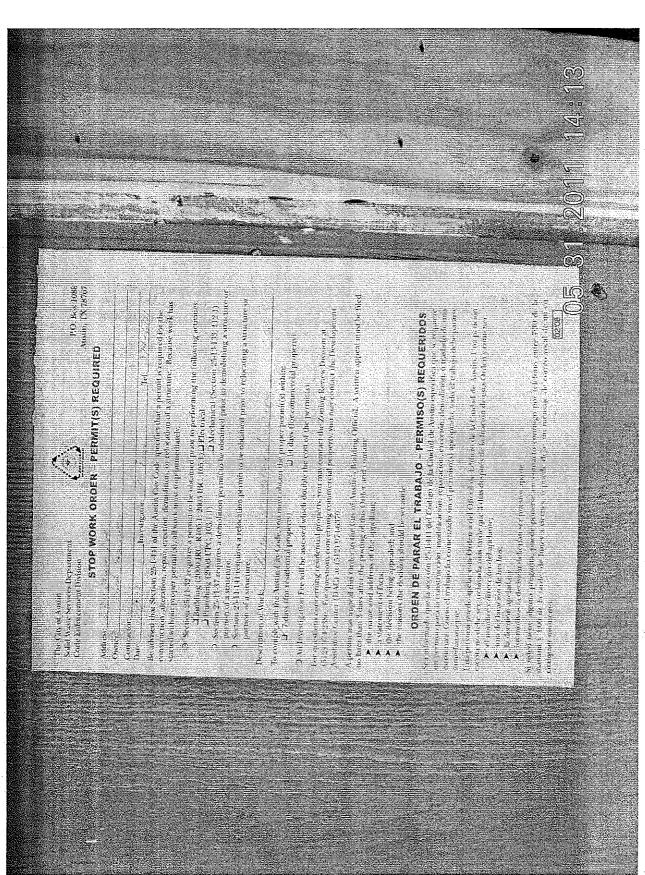
#### **Austin Energy Electric Service Planning Application (ESPA)** For Residential and Commercial "SERVICE ONLY" Under 350 amps 1 or 225 amps 3

٦	. (Please print or type. Fields left blank will be considered Not Applicable.)
	Responsible Person for Service Request 53. LORA TGONZAES Phone 512-586-8239
	Responsible Person for Service Request 53, LORA TGONZAES Phone 512-586-8239  Email 90 turn ub tarte Q jahoo, com Fax Fax
	Project Name New Construction Remodeling
	Project Address Zolb Payne Augure OR
	Legal Description BELLAINE Lot 4 Block 1
	Requested Service Duration: Permanent Service Construction Power/Temp Service (Usually less than 24 months) Who is your electrical service provider? AE Other
Г	
	□ Overhead or □ Underground Voltage □ □ Single-phase (1φ) or □ Three-phase (3φ)
	Service Main Size(s)(amps) Number of Meters?
	AE Service Length (ft.) Conductor (type & size)
	SqFt Per Unit #Units All Electric Gas & Electric Other
	Total AC Load (Tons) Largest AC unit (Tons)
	LRA (Locked Rotor Amps) of Largest AC Unit (Amps)
	Electric Heating (kW) Other (kW)
L	Comments: Storage Shed
	ESPA Completed by (Signature & Print name)  Date  Phone
	Approved: Yes No (Remarks on back)
	AE Representative  Application expires 180 days after date of Approval  (Any change to the above information requires a new ESPA) AE APPROVED
	Version 1.1.0.0  All structures etc. must maintain 7'5"  clearance from AE energized power  lines. Enforced by AE & NESC codes.  JUN 0 7 2011  /58 - 205

2016 PAYNE AVE Case 11 047281 CV

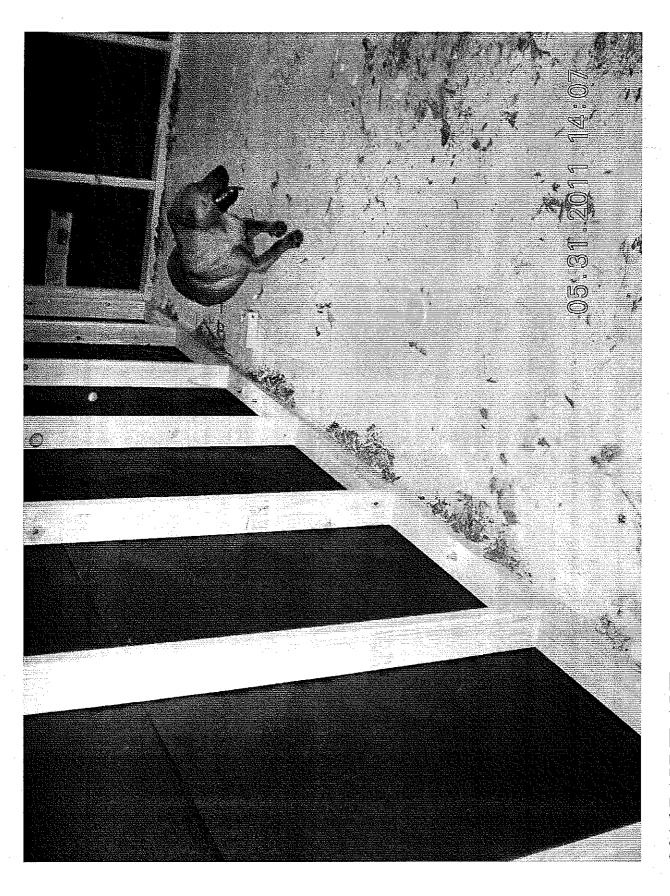
2016 PAYNE AVE Case 11 047281 CV





2016 PAYNE AVE Case 11 047281 CV

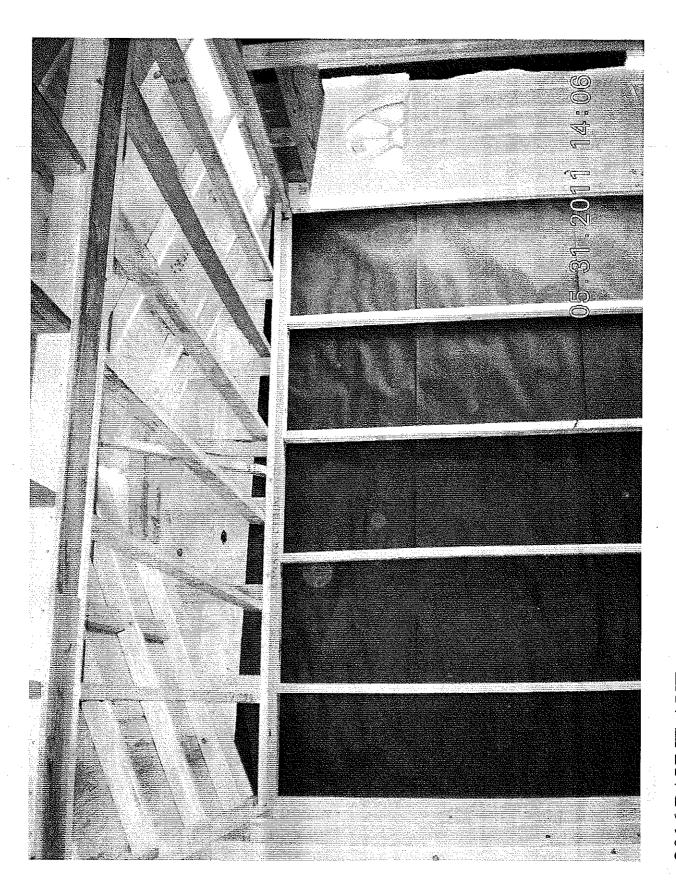
2016 PAYNE AVE Case 11 047281 CV



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2016 PAYNE AVE Case 11 047281 CV



2016 PAYNE AVE Case 11 047281 CV

5-31-2011 Investigator M. Ruiz



P.O. Box 1088 Austin, TX 78767

STOP WORK ORDER - PERMIT(S) REQUIRED

Address: 2016 Rayne Ave
Owner: Dora Ganzalez
Contractor:
Date: 5-3/-// Investigator: M. Pin Tel: 974-678/
Be advised that Section 25-1-441 of the Austin City Code specifies that a permit is required for the construction, alteration, repair, erection, demolition, or relocation of a structure. Because work has started without proper permit(s), all work must stop immediately.
Section 25-11-32 requires a permit to be obtained prior to performing the following activities:  Building (2000 IRC, R105.1; 2003 IBC, 105.1) Deflectrical Plumbing (2003 UPC, 103.1.1) Dechanical (Section 25-13-133, 112.1)
O Section 25-11-37 requires a demolition permit to be obtained prior to demolishing a structure o portion of a structure.
O Section 25-11-141 requires a relocation permit to be obtained prior to relocating a structure or portion of a structure.
Description of Work: Addition to Exiting structure
To comply with the Austin City Code, you must obtain the proper permit(s) within:  7 days (for residential property)

O An Investigation Fee will be assessed which double the cost of the permit(s).

For questions concerning residential property, you may contact the Zoning Review Division at (512) 974-2380. For questions concerning commercial property, you may contact the Development Assistance Center (DAC) at (512) 974-6370.

A person may appeal this Order to the City of Austin's Building Official. A written appeal must be filed no later than 3 days after the posting of this Order and contain:

- the name and address of the appellant;
- a statement of facts;
- > the decision being appealed; and
- > the reasons the decision should be set aside.

### ORDEN DE PARAR EL TRABAJO – PERMISO(S) REQUERIDOS

Sea informado que la sección 25-1-441 del Código de la Ciudad de Austin especifica que se requiere un permiso para la construcción, modificación, reparación, erección, demolición, o traslado de una estructura. Como el trabajo ha comenzado sin el permiso(s) apropiado, todo el trabajo debe pararse inmediatamente.

Una persona puede apelar esta Orden a del Oficial de Edificio de la Ciudad de Austin. Una petición escrita no debe ser archivada más tarde que 3 días después de la fijación de esta Orden y contener:

- > el nombre y dirección del apelante;
- una declaración de hechos;
- ➤ la decisión apelada; y
- los motivos la decisión deberían ser puestos aparte.

Si usted tiene alguna pregunta, puede ponerse en contacto conmigo por teléfono entre 7:30 de la mañana y 4:00 de la tarde, de lunes a viernes, o puede dejar un mensaje de correo vocal de mí en cualquier momento.

**R105.1.1 Separate permit.** A separate permit must be obtained for each building or structure.

R105.1.2 Persons authorized to obtain permits for plumbing work. Except as otherwise provided in Section R105 (*Permits*), only a master plumber and irrigator licensed by the State of Texas and registered with the City may obtain permits required by the Residential Code to do plumbing work.

**Exception:** The City may issue a permit to an unlicensed person for plumbing work that under state law may be done by an unlicensed person.

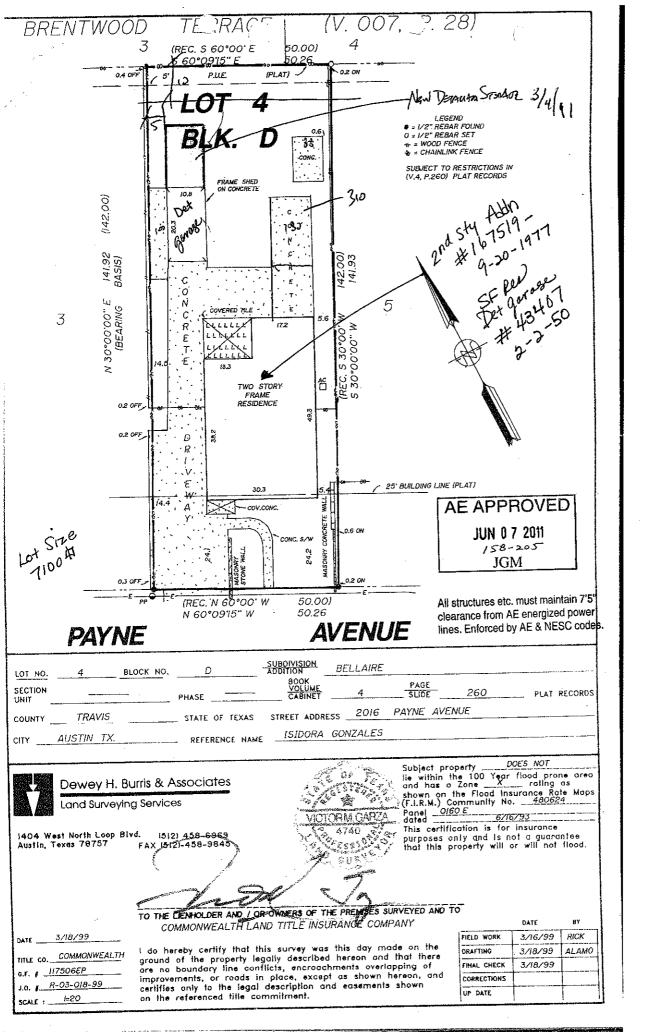
R105.1.3 Persons authorized to obtain permits for mechanical work. Except as otherwise provided in Section R105 (*Permits*), only an air conditioning and refrigeration contractor licensed by the State of Texas to perform mechanical work and registered with the City may obtain a permit required by the Residential Code to do mechanical work.

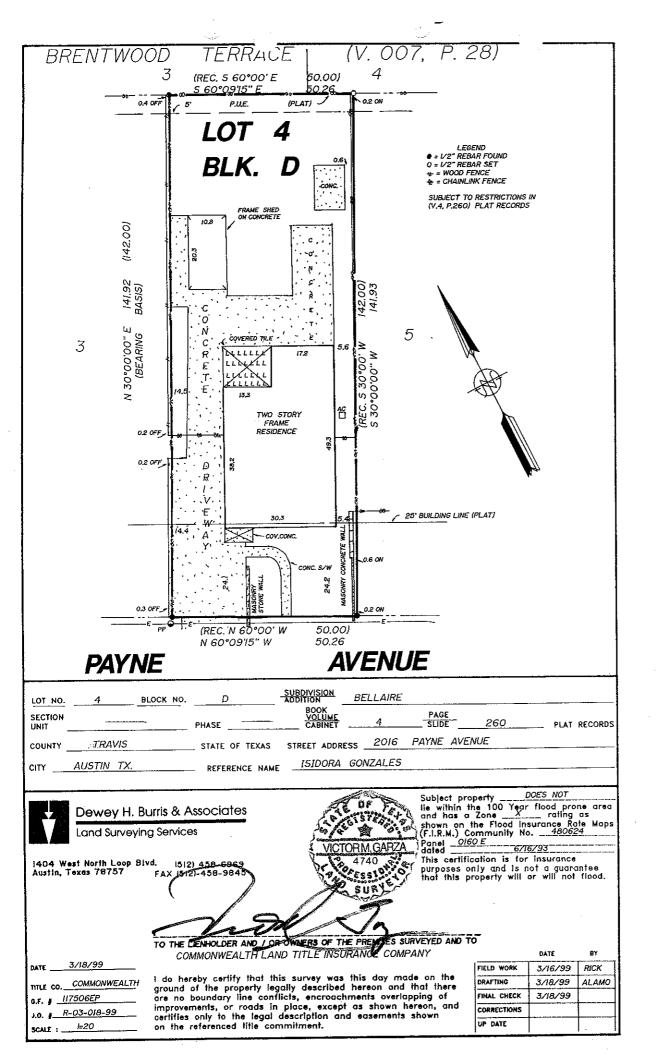
**R105.1.4 Landscape irrigation.** Only a person licensed by the State of Texas and registered with the City may obtain a permit to install landscape irrigation or a yard sprinkler system. An irrigator shall purchase a plumbing permit before installing landscape irrigation or a yard sprinkler system.

Exemption from permit. Permits shall not be required for the following. Exemption from the permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction.

### **Building:**

- One-story detached accessory structures, provided the floor area does not exceed 200 square feet (18.58 m2).
- 2. Fences not over 6 feet (1829 mm) high.
- 3. Retaining walls that are not over 4 feet (1219 mm) in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge.
- 4. Water tanks supported directly upon grade if the capacity does not exceed 5,000 gallons (18927 L) and the ratio of height to diameter or width does not exceed 2 to 1.
- 5. Sidewalks and driveways not more than 30 inches (762mm) above adjacent grade and not over any basement or story below.
- 6. Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.
- 7. Prefabricated swimming pools that are less than 24 inches (610 mm) deep.
- 8. Swings and other playground equipment accessory to a one or two-family dwelling.





#### 2016 Payne Avenue

Hide Details

FROM: Benavidez, Sylvia

Thursday, January 12, 2012 8:28 AM

TO: Walker, Susan

cc: goturrubiarte@yahoo.com Ruiz, Mario [SWS]

Susan, I received a call from Dora Gonzales (586-1426c or 220-2957hm) she is ready to move forward with her BOA application she has been in the hospital.

Could you please contact her with the next step in moving forward with variance request:

submittal shows excessive (55%) IC. applicant to decide which concrete areas to remove to proceed with permitting of garage addition.2011-049550RA.